



General Assembly

Substitute Bill No. 851

January Session, 2009

* SB00851PD 032309 *

**AN ACT CONCERNING RECREATIONAL AND EDUCATIONAL
FACILITIES OF THE METROPOLITAN DISTRICT COMMISSION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 2 of number 511 of the special acts of 1929, as
2 amended by number 327 of the special acts of 1931, section 1 of special
3 act 79-102, section 1 of special act 81-56 and section 1 of special act 90-27,
4 is amended to read as follows (*Effective from passage*):

5 Said district shall have within its territorial limits, except as
6 hereinafter provided, the following powers and duties:

7 (a) The layout, construction maintenance, paving, repair,
8 improvement, widening, extension, alteration and discontinuance of
9 public highways, streets, walks, bridges, viaducts and ways, street
10 lighting and sprinkling, the removal of snow and ice and the
11 establishment of street, building and veranda lines, provided the
12 authority of said district shall include only such streets and highways as
13 enter more than one of the towns of said district or shall form a
14 boundary or part of a boundary between two or more of such towns, and
15 have, from time to time, been designated and described or laid out by
16 vote of the district board, or streets or highways existing or proposed,
17 which are voluntarily turned over to said district by any town or city
18 within said district acting through the duly constituted authority of any
19 such town or city having authority to lay out highways and have been

20 accepted by said district; (b) the layout, building, creation, maintenance,
21 improvement, alteration, repair and discontinuance of sewers and
22 sanitary systems and plants for the disposal of sewage, the collection and
23 disposal of garbage and refuse, the planning, design, construction and
24 the control, operation and maintenance of resource recovery facilities
25 utilizing processes aimed at reclaiming the material for energy values
26 from solid waste or other solid waste or refuse disposal facilities
27 designed to recover resources from materials that are useless, unwanted
28 or discarded, including contracting with the Connecticut Resources
29 Recovery Authority with respect to the planning, design, construction,
30 operation, ownership, maintenance or other function deemed necessary,
31 convenient or desirable by the district with respect to the foregoing, the
32 construction of drains for water or sewage and the control and
33 maintenance of all the foregoing in the public highways and elsewhere
34 throughout the district, together with such control of the streams and
35 water courses of said district as is necessary or convenient for the
36 foregoing as hereinafter more particularly stated; for the purposes of
37 effectuating and carrying out any contract with the Connecticut
38 Resources Recovery Authority, as described in this section, the
39 Metropolitan District shall be deemed to be a municipal authority within
40 the meaning of chapter 361b of the general statutes, and shall have,
41 notwithstanding any other provisions of law, full power to provide for
42 and regulate the collection and disposal of all garbage, trash, waste and
43 ashes either by contract or otherwise within the district provided that the
44 district board has adopted a solid waste management plan in conformity
45 with chapter 361a of the general statutes; (c) the creation, maintenance,
46 extension, improvement, alteration, repair and operation of a water
47 system including the impounding of water both within and without the
48 territorial limits of said district, and the transmission and transportation
49 of the same and the sale and delivery at retail or otherwise by means of a
50 pipe system or otherwise; (d) the construction, maintenance,
51 improvement, operation, alteration and repair of hydroelectric dams
52 both within and without the territorial limits of said district, and the
53 transmission, sale and distribution of electricity produced by
54 hydroelectric dams to public service companies, municipal electric

55 energy cooperatives, municipal utilities or municipalities; (e) the
56 creation, establishment and maintenance of active recreational and
57 educational facilities, including the ownership, construction,
58 improvement, extension, operation and maintenance of a public golf
59 course, managed on a for-profit basis, and any and all facilities
60 customarily appurtenant thereto, including clubhouse, pro shop and
61 restaurant; the lease of all or any part of any park or active recreational
62 or educational facility upon any such terms or conditions and for such
63 term of years as the district board may deem advisable where, in the
64 determination of said board, such lease or leases are for commercial uses
65 related to the public uses of the facility; the establishment, charging,
66 collection and revision of fees, rents and other charges for the use of any
67 such facility, and the provision by ordinance for the management and
68 operation of any such facility, provided the powers granted pursuant to
69 this subsection shall only be exercised on nonreservoir lands located in
70 the towns of Glastonbury or Manchester; (f) for the period from the
71 effective date of this section until ten years thereafter, the preparation
72 and maintenance of a water exhibit at the Connecticut Science Center
73 and the establishment of charges for such preparation and maintenance,
74 provided such charges shall not exceed one hundred fifty thousand
75 dollars in each calendar year during such period; (g) in connection with
76 any of the foregoing functions, said district shall have, so far as may be
77 necessary for the convenient carrying out of all or any of the foregoing
78 functions, exclusive control of engineering, control of finance, the right to
79 lay and collect taxes, the right to borrow money and to pledge the credit
80 of the district, as security therefor, the right to issue evidences of
81 indebtedness for and in behalf of said district and such other necessary
82 or convenient auxiliary and collateral functions as are hereinafter
83 indicated, including the right to take property by right of eminent
84 domain, the right to assess benefits and damages in the layout of any
85 public improvement included within the scope of the powers herein
86 granted and generally the powers granted to municipal corporations by
87 the general statutes so far as may relate to functions hereby transferred.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	Number 511 of the special acts of 1929, Sec. 2

PD *Joint Favorable Subst.*